

**702.11 Forcible felony.**

1. A "*forcible felony*" is any felonious child endangerment, assault, murder, sexual abuse, kidnapping, robbery, arson in the first degree, or burglary in the first degree.

2. Notwithstanding subsection 1, the following offenses are not forcible felonies:

- a. Willful injury in violation of section 708.4, subsection 2.
- b. Sexual abuse in the third degree committed between spouses.
- c. Sexual abuse in violation of section 709.4, subsection 2, paragraph "c", subparagraph (4).
- d. Sexual exploitation by a counselor, therapist, or school employee in violation of section 709.15.
- e. Child endangerment subject to penalty under section 726.6, subsection 6.
- f. Assault in violation of section 708.2, subsection 4.

[C79, 81, §702.11]

85 Acts, ch 180, §2; 89 Acts, ch 138, §2; 91 Acts, ch 130, §1; 92 Acts, ch 1163, §117; 94 Acts, ch 1023, §69; 99 Acts, ch 65, §2; 2001 Acts, ch 3, §1; 2001 Acts, ch 176, §79; 2003 Acts, ch 180, §64; 2004 Acts, ch 1151, §2; 2010 Acts, ch 1072, §1

Sentencing options excluded, see §907.3

Subsection 2, NEW paragraph f